



## Department of Toxic Substances Control



Winston H. Hickox  
Agency Secretary  
California Environmental  
Protection Agency

Edwin F. Lowry, Director  
5796 Corporate Avenue  
Cypress, California 90630

Gray Davis  
Governor

September 21, 2000

Mr. Stephen Shultz  
Shultz Steel Company  
5321 Firestone Boulevard  
South Gate, California 90280

EPA ID Number CAD 981 396 856

### **SUMMARY OF VIOLATION**

Dear Mr. Shultz:

On March 15, 2000, the United States Environmental Protection Agency (U.S. EPA) conducted an inspection at Shultz Steel Company located at 8621 South Rayo Street, South Gate, California 90280.

As a result of that inspection the Department of Toxic Substances Control (DTSC) has determined that violations of hazardous waste laws, regulations, and requirements were discovered. All violations must be corrected. The actions you must take to correct the violations are listed with each violation.

### **Violations**

- 1) **Waste Identification: Title 22, Cal. Code Regs., section §66262.11**  
Shultz Steel Company violated title 22, Cal. Code Regs. (CCR), §66262.11 in that, on or about March 15, 2000, Shultz Steel Company failed to determine if a waste was a hazardous waste.

A five gallon bucket of unidentified waste was observed in the 90 day storage area.

### **Schedule of Compliance:**

The facility operator shall immediately comply by making a hazardous waste determination for all wastes generated at the site.

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- 2) **Personnel Training: Title 22, Cal. Code Regs. (CCR), §66265.16(d)**  
Shultz Steel Company violated Title 22, CCR, §66262.34(a)(4) and §66265.16(d) in that, on or about March 15, 2000, Shultz Steel Company failed to have the following documents or records at the facility:

The facility did not maintain records that document training received and/or job experience required for hazardous waste facility personnel to conduct activity at the facility.

**Schedule of Compliance:**

Within 7 days of receipt of this notice the facility operator shall have the required personnel training records located and maintained at the site.

- 3) **Contingency Plan and Emergency Procedures: Title 22, CCR, §66265.51(a)**  
Shultz Steel Company violated Title 22, CCR, §66262.34(a)(4) and §66265.51(a) in that, on or about March 15, 2000, Shultz Steel Company failed to have a contingency plan for the facility.

**Schedule of Compliance:**

The facility operator shall immediately have the required contingency plan located at the facility.

- 4) **Accumulation Time: Title 22, CCR, §66262.34(e)(1)**  
Shultz Steel Company violated Title 22, CCR, §66262.34(e)(1) in that, on or about March 15, 2000, Shultz Steel Company stored more than 55 gallons of hazardous waste at a satellite accumulation area.

More than 55 gallons of grit waste was stored at the Baghouse #1 Satellite accumulation area.

**Schedule of Compliance:**

Any waste in excess of 55 gallons must immediately be moved to a designated hazardous waste storage area.

- 5) **Accumulation Time: Title 22, CCR, §66262.34(e)(1)(C)**  
Shultz Steel Company violated Title 22, CCR, §66262.34(e)(1)(C), in that, on or

about March 15, 2000, Shultz Steel Company failed to clearly and visibly mark the initial date of waste accumulation on each container at the point of generation.

There were no accumulation start dates on two 55 gallon drums of waste grit in the Baghouse #1 satellite accumulation area, one 55 gallon drum of waste grit in the Baghouse #2 satellite accumulation area, one 55 gallon drum of spent coolant sludge in the machine shop satellite accumulation area, and one metal box with waste grit in the crucible satellite accumulation area.

**Schedule of Compliance:**

The accumulation start date shall immediately be clearly marked and visible on each container of hazardous waste at the point of generation.

**6) Container Labeling: Title 22, CCR, §66262.34(e)(1)(E)**

Shultz Steel Company violated Title 22, CCR, §66262.34(e)(1)(E) and §66262.34(f)(3) in that, on or about March 15, 2000, Shultz Steel Company failed to label containers stored in the satellite accumulation area with the words "Hazardous Waste", information identifying the composition and physical state of the wastes, information identifying the hazardous properties of the waste, and the name and address of the person producing the waste.

The required information was not found on two 55 gallon drums of waste grit in the Baghouse #1 satellite accumulation area, one 55 gallon drum of waste grit in the Baghouse #2 satellite accumulation area, one 55 gallon drum of spent coolant sludge in the machine shop satellite accumulation area, and one metal box with waste grit in the crucible satellite accumulation area.

**Schedule of Compliance:**

All containers of hazardous waste shall immediately be labeled with the appropriate information.

**7) Container Labeling: Title 22, CCR, §66262.34(f)(1)**

Shultz Steel Company violated Title 22, CCR, §66262.34(e)(1)(E) and §66262.34(f)(1) in that, on or about March 15, 2000, Shultz Steel Company failed to clearly and visibly mark each date that each period of accumulation

began on each container and portable tank.

The 90 day storage area contained 6 drums, one 5 gallon bucket, and a roll-off bin that did not have accumulation start dates.

**Schedule of Compliance:**

Each container and tank into which hazardous waste is stored shall immediately be clearly marked with the date upon which accumulation begins.

**8) Container Labeling: Title 22, CCR, §66262.34(f)(3)**

Shultz Steel Company violated Title 22, CCR, §66262.34(e)(1)(E) and §66262.34(f)(3) in that, on or about March 15, 2000, Shultz Steel Company failed to clearly and visibly mark the words "Hazardous Waste", the composition and physical state of the wastes, the particular hazardous properties of the waste, and the name and address of the person producing the waste on a hazardous waste container or tank.

Twenty-nine drums and the waste grit roll-off bin did not have the words "Hazardous Waste" written on them, 7 drums and the waste grit roll-off bin were not labeled or marked with the composition and physical state of the wastes, 29 drums and the waste grit roll-off bin were not marked with the particular hazardous properties of the waste, and 29 drums and the waste grit roll-off bin were not labeled or marked with the name and address of the person producing the waste.

**Schedule of Compliance:**

All containers and portable tanks containing hazardous waste shall immediately be clearly marked or labeled with the appropriate information.

**9) Container Management: Title 22, CCR, §66265.171**

Shultz Steel Company violated Title 22, CCR, §66262.34(a)(1)(A) and §66265.171 in that, on or about March 15, 2000, Shultz Steel Company failed to manage or transfer to a container in good condition, a hazardous waste held in a container that was leaking or not in good condition.

One waste drum in the 90 day storage area was severely dented.

**Schedule of Compliance:**

Waste from all damaged containers shall immediately be transferred to containers in good condition.

**10) Container Management: Title 22, CCR, §66265.173(a)**

Shultz Steel Company violated Title 22, CCR, §66262.34(a)(1)(A) and §66265.173(a) in that, on or about March 15, 2000, Shultz Steel Company failed to keep a hazardous waste container closed when waste was not being added or removed.

Two waste drums and one 5 gallon bucket of unidentified waste in the 90 day storage area were observed open.

**Schedule of Compliance:**

All containers of waste shall be kept closed when not adding or removing waste.

**11) Container Management: Title 22, CCR, §66265.174**

Shultz Steel Company violated Title 22, CCR, §66262.34(a)(1)(A) and §66265.174 in that, on or about March 15, 2000, Shultz Steel Company failed to conduct weekly inspections of the hazardous waste container storage area.

**Schedule of Compliance:**

Inspections of the container storage areas shall be conducted and documented on a weekly basis looking for leaking containers and for deterioration of containers and the containment system caused by corrosion or other factors.

**12) Communication Equipment: Title 22, CCR, §66265.32(b)**

Shultz Steel Company violated Title 22, CCR, §66262.34(a)(4) and §66265.32(b) in that, on or about March 15, 2000, Shultz Steel Company failed to equip the facility at the hazardous waste storage area with a communication device capable of summoning emergency state or local emergency response teams.

**Schedule of Compliance:**

Communications equipment, such as a telephone or two-way radio capable of summoning emergency assistance from local police departments, fire

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departments, or State or local emergency response teams, shall be installed immediately at the 90 day storage area.

**13) Used Oil: Title 22, CCR, §66279.21(b)**

Shultz Steel Company violated Title 22, CCR, §66279.21(b) in that, on or about March 15, 2000, Shultz Steel Company failed to clearly mark containers used to store used oil with the words "Used Oil."

Six drums in the 90 day storage area were marked with the words "Dirty Oil."

**Schedule of Compliance:**

All containers used to store used oil shall, at all times, be clearly marked or labeled with the words "Used Oil."

If you disagree with any of the violations or proposed schedule of compliance listed in this Summary of Violations, you must submit to DTSC a written notice of disagreement within 30 days to:

Mr. Dennis Hostetler  
State Regulatory Programs Division  
Department of Toxic Substances Control  
5796 Corporate Avenue  
Cypress, California 90630-4732

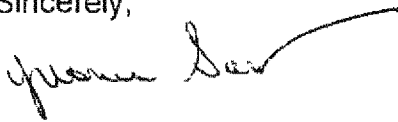
You must correct the violations listed within 30 days. Within five working days of achieving compliance, you must submit a written statement certifying compliance to DTSC at the address provided above. A false statement that compliance has been achieved is a violation of the law and is punishable by a fine of not less than \$2,000 or more than \$25,000 for each violation. DTSC may reinspect this facility at any time.

DTSC is providing you with a copy of the inspection report. You may request a meeting with DTSC to discuss the inspection or the findings of the report. The issuance of this Summary of Violations does not preclude DTSC from taking administrative, civil, or criminal action as a result of the violations noted in the Summary of Violations, or for those violations that have not been corrected within the time provided in the Notice to Comply.

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If you have any questions regarding this letter, please contact Mr. Dennis Hostetler at (714) 484-5388.

Sincerely,



Yvonne Sanchez  
Section Chief  
Southern California Branch  
State Regulatory Programs Division  
Department of Toxic Substances Control

Enclosure

Certified Mail  
7000 0600 0026 2359 3870  
Return Receipt Requested

cc: J Mr. Bill Jones, Manager  
Los Angeles County Fire Department  
Health Haz Mat Division  
5825 Rickenbacker Road  
Commerce California 90040-3027

Mr. Stephen Lavinger, Chief  
Southern California Branch  
State Regulatory Programs Division  
Department of Toxic Substances Control  
5796 Corporate Avenue  
Cypress, California 90630-4732

Ms. Frances Schultz, Chief  
RCRA Enforcement Section  
U.S. EPA, Region 9  
75 Hawthorne Street  
San Francisco, California 94105-3920